

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
LAFAYETTE DIVISION

UNITED STATES OF AMERICA	*	CRIM. NO. 97-CR-60039-01
	*	
VERSUS	*	JUDGE TERRY DOUGHTY
	*	
MANUEL DAVID HERNANDEZ	*	MAG. JUDGE WHITEHURST

JUDGMENT

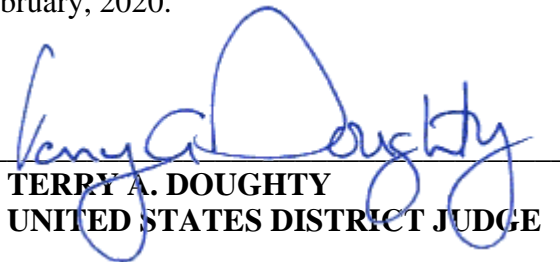
For the reasons set forth in this Court's Ruling,

IT IS ORDERED, ADJUDGED, AND DECREED that Defendant Manuel David Hernandez's ("Hernandez") claim regarding the application of the First Step Act, which was set forth in his post-conviction motions docketed as "Motion to Reduce Sentence Under the First Step Act" [Doc. No. 182], "Motion to Vacate under 28 U.S.C. 2255" [Doc. No. 189], and "Motion to Reduce Sentence Under the First Step Act" [Doc. No. 190], is **DISMISSED WITH PREJUDICE**.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the claims set forth in the above-referenced post-conviction motions that could have been raised in his earlier Section 2255 motions are **DISMISSED WITHOUT PREJUDICE**. This Court does not have jurisdiction to hear those claims. Hernandez must obtain authorization from the Fifth Circuit to present such assertions in the district court.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Hernandez's final claims set forth in the above-referenced post-conviction motions, regarding the institution where he is presently incarcerated, are **DISMISSED WITHOUT PREJUDICE**. This Court does not have jurisdiction to hear those claims. Those claims must be raised in the jurisdiction of incarceration.

Monroe, Louisiana, this 27th day of February, 2020.



TERRY A. DOUGHTY
UNITED STATES DISTRICT JUDGE